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PTO/SB/21 (01-03)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/995,464
Filing Date	November 28, 2001
First Named Inventor	Alex Veprinsky
Art Unit	2185
Examiner Name	Not Yet Assigned

Total Number of Pages in This Submission

67

Attorney Docket Number  
EMC-019AUS (formerly 07072-142001)**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Received Postcard PTO Form 1449 3 cited references Copy of European Search Report
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**Remarks**

In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual	Cathy L. Peterson Daly, Crowley & Mofford, LLP	Reg. No. 41,249
Signature	<i>Cathy L. Peterson</i>	
Date	2/12/03	

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Alex Veprinsky et al.	Group Art Unit: 2185
Serial No.:	09/995,464	
Filed :	November 28, 2001	Examiner: Not Yet Assigned
Entitled :	REMOTE DATA FACILITY OVER AN IP NETWORK	
Docket :	EMC-019AUS (formerly 07072-142001)	

Certificate of Mailing (37 C.F.R. 1.8(a))

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Date of Signature  
and Mail Deposit

By: Cathy L. Peterson  
Cathy L. Peterson  
Reg. No. 41,240  
Attorney for Applicant(s)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, DC 20231

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Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[ ] (1) The enclosed Information Disclosure Statement is being filed: within three months of the filing date; or within three months of the entry of the national stage

of the above-identified application; or before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. §1.114. Accordingly, Applicant(s) believes that no fee or statement is required.

[ ] (2) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by the fee set forth in § 1.17(p).

**STATEMENT UNDER 37 C.F.R. § 1.97(e)(1) PURSUANT TO 37 C.F.R. § 1.97(c)**

[ X ] (3) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by a statement under 37 C.F.R. § 1.97(e)(1). The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement.

**STATEMENT UNDER 37 C.F.R. § 1.97(e)(2) PURSUANT TO 37 C.F.R. § 1.97(c)**

[ ] (4) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by a statement under 37 C.F.R. § 1.97(e)(2). The undersigned hereby states that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying

Information Disclosure Statement was known to any individual having a duty of disclosure as set forth in 37 C.F.R. § 1.56 (c) more than three months prior to the filing of the accompanying Information Disclosure Statement.

PETITION UNDER 37 C.F.R. § 1.97(d) WITH A STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

[ ] (5) Pursuant to 37 C.F.R. § 1.97(d), Applicant(s) hereby petition the Assistant Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state that the issue fee has not been paid and that a statement under 37 C.F.R. § 1.97(e) is provided herein, along with the petition fee required under 37 C.F.R. § 1.17(i). The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement.

PETITION UNDER 37 C.F.R. § 1.97(d) WITH A STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

[ ] (6) Pursuant to 37 C.F.R. § 1.97(d), Applicant(s) hereby petition the Assistant Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state that the issue fee has not been paid and that a statement under 37 C.F.R. § 1.97(e) is provided herein, along with the petition fee required under 37 C.F.R. § 1.17(i). The undersigned hereby states that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual having a duty of disclosure as set forth in 37 C.F.R. § 1.56 (c) more than three months prior to the filing of the accompanying Information Disclosure Statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy Rule 98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, Applicant(s) does not necessarily adopt the position reflected by that report.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0845.

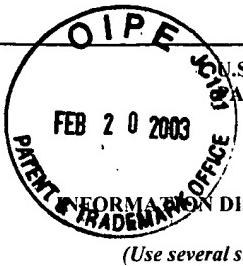
Respectfully submitted,

DALY, CROWLEY & MOFFORD, LLP

By: Cathy L. Peterson  
Cathy L. Peterson  
Reg. No. 41,249  
Attorney for Applicant(s)

Dated: 2/12/03

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**Form PTO-1449**  
**(Rev. 8-83)**

**U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**

FEB 20 2003

**DISCLOSURE CITATION**

*(Use several sheets if necessary)*

ATTY. DOCKET NO.  
**EMC-019AUS (formerly  
07072-142001)**

APPLICATION NO.  
**09/995,464**

**APPLICANT**

Alex Veprinsky et al.

FILING DATE

**November 28, 2001**

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (*including Author, Title, Date, Pertinent Pages, Etc.*)**

Rodney Van Meter, Steve Hotz and Gregory G. Finn, "Task Force on Network Storage Architecture: Internet-attached storage devices," © 1996 IEEE, published in the Proceedings of the Hawaii Int. Conf. On System Sciences, January 8-10, 1997, Wailea, HI.

European Search Report of Application EP 02 02 1471 mailed January 29, 2003.

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Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and considered. Include copy of this form with next communication to applicant.

(702143)